

U.S. Court of Appeals  
for the 4<sup>th</sup> Circuit

FILED  
ASHEVILLE, N.C.  
JUN 24 2010  
U.S. DISTRICT COURT  
W. DIST. OF N.C.

Jeffrey Alan Arthur > Appeal AND 2255 Motion  
VS. >  
United States of America > No #1:09 CR 51-01

Appeal AND 2255 Motion

The Appellant, Jeffrey Alan Arthur, appeals both the decision of guilty (on August 31, 2009) and the sentence of 180 months Active prison time and 10 years probation on (June 15, 2010). The Honorable Martin Reidinger arrived at in the U.S. District Court for the Western District ~~Court~~ of North Carolina. The basis for the appeal are that the appellant.

- 1) Received ineffective assistance of Council.  
AND/OR
- 2) That the state-appointed attorney for the appellant failed to investigate the appellant's case properly  
AND/OR
- 3) That the state-appointed attorney (Robert Charles Carpenter) for the appellant showed a lack of interest in the appellant's case  
AND/OR
- 4) That the state-appointed attorney for the appellant, lacked the skills and experience to properly defend the appellant, as he was a civil law attorney with no prior experience handling criminal law cases.

5) that the state appointed attorney for the appellant improperly advised the appellant to plead guilty, when the appellant was innocent of the charges and should have took it to ~~trial~~ trial

AND/OR

6) That the appellant did NOT have adequate time to prepare his defence, as the time from his arrest to the date of the trial was less than 3 months, but the time period between when the appellant was found guilty (August 31, 2009) and when he was sentence (June 15, 2010) was Nearly 10 months

and/or

7) That the charges of conspiring to Posses with Intent to Distribute Methamphetamine against the appellant could not be Supported By the evidence that the U.S Government had,

Add /OR

8) That the sentence that the Honorable Martin Reidinger gave the appellant was double that recommended by both the prosecution. Assistant U.S Attorney (Jill Westmoreland Rose AND W. Ross Baker (PSI) U.S Probation officer. So that it was unduly harsh and severe for the charges in Violation of the 8<sup>th</sup> Amendment;

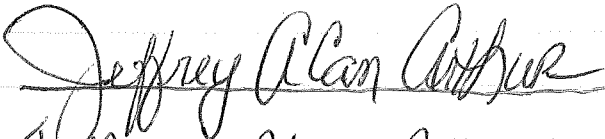
And/OR

9) That the district Court Judge made a mistake by denying appellants motion for a New lawyer and for continuance to allow adequate time to ~~prepare~~

For the about Pages 1 & 2 reason the appellant requests the following:

- 1) A new trial for the appellant be granted with a new attorney appointed; OR
- 2) The sentence be reduced in accordance to the (PSI) recommendation and the Assistant U.S Attorney (Jill W Rose) recommendation. And/or
- 3) all charges be dismissed and the appellant be released from federal prison.
- 4) Whatever <sup>else</sup> ~~else~~ the Court deems ~~most~~ Necessary and proper in the Name of Justice. And/or

Under threat of perjury, the undersigned, Jeffrey Alan Arthur alleges that above pages 1 & 2 & 3 is true to the best of his knowledge

  
Jeffrey Alan Arthur

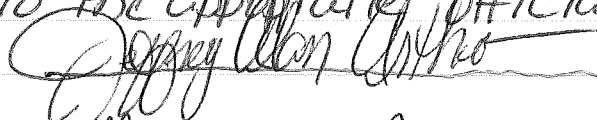
Date: June 20, 2010

To Clerk of Court  
from Jeffrey Alan Arthur  
June 20, 2010

RECEIVED  
ASHEVILLE, NC  
JUN 24 2010  
Clerk, U.S. Dist. Court  
W. Dist. of N. C.

SIR,

Enclosed are two documents which I wish to file. One is my appeal to the U.S. Court of Appeals. Please forward that document to the appropriate officials. Also enclosed is my motion for transcripts from my trial to be sent to the U.S. Court of Appeals. Please forward that motion to the appropriate official for processing.

  
Jeffrey Alan Arthur

Date: June 20, 2010

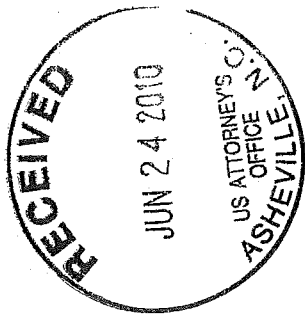


Jeffrey Alan Hartzel  
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Cherryville NC 28021

MAILED BY AN INMATE  
PIEDMONT BUREAU  
DISTRICT CONFIRMATION  
FACILITY



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Clerk of Court  
207 U.S. Courthouse  
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Asheville, NC 28801



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